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FROM:

Lisel M. Ferguson

RE:

Application No. 10/656,589

CC:

MESSAGE:

Attached is a status inquiry in the above referenced matter.

CONFIDENTIAL INFORMATION

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113435-01 8065 Equitrac No:

113435.000001/585150.01

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control number. 10/656,589 Application Number BECEIVED 09/04/2003 Filing Date TRANSMITTAL CENTRAL FAX CENTER First Named Inventor Maury D. Cole FORM 3761 Art Unit 6 2006 FEB D TBA Examiner Name (to be used for all correspondence after initial filing) 113435-01 Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board **Ucensing-related** Papers of Appeals and Interferences Fee Attached Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Petition Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application X Status Letter Power of Attorney, Revocation Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Identify below): Terminal Disclaimer **Extension of Time Request** Request for Refund **Express Abandonment Request** CD, Number of CD(s) ____ Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Procopio, Cory, Hargreaves & Savitch LLP Firm Name OAA Signature Lisel M. Ferguson Printed name 48.139 Reg. No. Date CERTIFICATE OF TRANSMISSION/MAILING I hereby cartify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Typed or printed name

Shari Herron

Patent 113435-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STATUS INQUIRY

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

The last correspondence received in the above captioned application was the Notice of Publication reporting publication on 03/10/2005 under Publication No. US-2005-0051165-A1.

Please provide the present status of the application to the undersigned.

Respectfully submitted,

Dated: 2 / 06/ 06

Lisel M. Ferguson
Registration No. 48,139

Procopio, Cory, Hargreaves & Savitch LLP 530 B Street, Suite 2100 San Diego, CA 92101-4469 (619) 283-1900